

1 be appropriate if (1) there is newly discovered evidence that was not available when the original
2 motion or response was filed, (2) the court committed clear error or the initial decision was
3 manifestly unjust, or (3) if there is an intervening change in controlling law.” Local Rule 59-1(a).
4 However, “[m]otions for reconsideration are disfavored. A movant must not repeat arguments
5 already presented unless (and only to the extent) necessary to explain controlling, intervening law or
6 to argue new facts.” Local Rule 59-1(b). Plaintiff’s motion for reconsideration presents no new
7 facts or points of law not previously considered. The only error Plaintiff suggests is that the Court
8 failed to grant Plaintiff’s motions that were unopposed. The Court agrees that Local Rule 7-2(d)
9 provides that the “failure of an opposing party to file points and authorities in response to any
10 motion, except a motion under Fed. R. Civ. P. 56 or a motion for attorney’s fees, constitutes a
11 consent to the granting of the motion.” However, it does not agree that this rule means that any
12 motion without an opposition must be granted. Plaintiff provides no authority to support this
13 proposition. The Court will therefore deny the motion to reconsider.

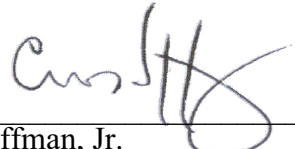
14 In his motion for judicial notice, Plaintiff appears to be requesting that the Court render a
15 decision on any unresolved motions left on the docket. The Court acknowledges Plaintiff’s request
16 and assures him that the Court will attend to each matter in this case as soon as is practicable. As the
17 motion does not request any specific relief, the Court will deny the motion as moot.

18 IT IS THEREFORE ORDERED that Plaintiff’s motion for contempt of court (ECF No. 193)
19 is DENIED.

20 IT IS FURTHER ORDERED that Plaintiff’s motion for reconsideration (ECF No. 194) is
21 DENIED.

22 IT IS FURTHER ORDERED that Plaintiff’s motion for judicial notice (ECF No. 205) is
23 DENIED as moot.

24 DATED: December 15, 2017

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26 
27 C.W. Hoffman, Jr.
28 United States Magistrate Judge